

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **Edward T Anderson Jr v Wayne Circuit Judge**

Docket No. **289670**

L.C. No. **07-721241-AV**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The motion to waive fees is GRANTED for this case only.

The complaint for a writ of superintending control is DISMISSED.

This Court lacks jurisdiction to accept plaintiff's complaint because he had the ability to appeal the December 28, 2007 order dismissing his appeal from the district court. MCR 3.302(D)(2), MCR 7.203(A)(1)(b), MCR 7.205(F)(1), and MCR 7.205(F)(3). Further, MCR 7.203(C)(1) prohibits this Court from issuing a writ ordering the Wayne Circuit Court to provide notice of the order denying plaintiff's motion for reconsideration because plaintiff can appeal neither the order that denies a motion for reconsideration, *Nye v Gable, Nelson & Murphy*, 169 Mich App 411, 415; 425 NW2d 797 (1988), nor the order that dismissed his appeal from the district court, MCR 7.203(A)(1)(b).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 19 2009

Date

*Sandra Schultz Mengel*  
Chief Clerk